



State of Utah

GARY R. HERBERT
Governor

GREG BELL
Lieutenant Governor

Department of Environmental Quality

Amanda Smith
Executive Director

DIVISION OF AIR QUALITY
Cheryl Heying
Director

DAQA-580-09

October 28, 2009

Cheryl Brown
Utah Department of Community and Culture
Division of Housing and Community Development
324 South State Street, Suite 500
Salt Lake City, UT 84111

Dear Ms. Brown:

Re: Clarification of Utah Division of Air Quality Asbestos Notification and Inspection Requirements

The Utah Division of Air Quality (DAQ) Air Toxics, Lead-Based Paint, and Asbestos (ATLAS) Section enforces federal and state asbestos regulations found in Title 40 Code of Federal Regulations (40 CFR) Part 61 Subpart M, 40 CFR Part 763, and Utah Administrative Code R307-801. Federal Regulations require an asbestos inspection prior to renovation or demolition activities that occur in a facility subject to those regulations (commercial and institutional structures as well as residential structures with more than four units). State Administrative Rules also require an asbestos inspection when suspect asbestos-containing material (ACM) will be disturbed in a facility subject to those rules (residential structures with four or fewer units including single-family residences).

Not all projects require notification to the DAQ ATLAS Section. Generally, the following projects do not require DAQ Notification:

1. Rehabilitation of a building when less than three square or linear feet of suspect ACM will be disturbed. Please be aware that asbestos should be assumed to be present and the disturbance of any amount of material can cause a significant exposure. Wood, metal, glass, and carpet are generally assumed to not contain asbestos. Rubber, concrete (with the exception of cement shingles, panels, and pipe), brick (with the exception of firebrick), and fiberglass batting generally do not, but may, contain asbestos. Please properly remove any suspect ACM that will be disturbed. Please contact the DAQ ATLAS Section at (801) 536-4000 for information regarding asbestos inspection requirements.
2. Water and sewer line upgrades that do not crush or otherwise disturb more than three square or linear feet of suspect ACM such as asbestos cement pipe or Transite. Typically, older water and sewer lines made of cement will have regulated amounts of asbestos.

The DAQ ATLAS Section needs to be notified for other projects such as the following:

1. Asbestos removal projects greater than three square or linear feet.

2. Demolition projects that remove structural or load-bearing architectural components.
3. Water and sewer lines upgrades that crush or otherwise disturb more than three square or linear feet of suspect ACM such as asbestos cement pipe or Transite.

If you have any questions regarding this letter, please contact me at (801) 536-4451 or rwford@utah.gov, or, Greg Sorenson at (801) 536-4437 or gsorenson@utah.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "R. W. Ford", is written over a horizontal line.

Robert W. Ford, Manager
Air Toxics, Lead-Based Paint, and Asbestos Section

RWF:GBS:jv

cc: Reginald Olsen, DAQ Permitting Branch
Tim Andrus, DAQ Minor New Source Review Section